IN THE HIGH COURT OF JUDICATURE OF BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO.309 OF 2007
IN
SUIT NO.2766 OF 1985

Keshav D. Malondkar & Ors. ..Plaintiffs.

V/s.

Smt.Rozy Ellas Kinny & Ors. ..Defendants.

Mr.S.Bangur i/b. T.N.Tripathi for plaintiffs.

Mr.T.G.Vora i/b. R.R.Nagda for defendant Nos. 1 to 16.

CORAM: A.M.KHANWILKAR,J

DATE : JUNE 20, 2007.

P.C. :

1. None appears for the defendant Nos. 17 to 19. Although counsel for the defendant Nos. 1 to 16 has opposed this application, for the reasons mentioned in the affidavit in support of the Motion, being sufficient cause, in the interest of justice, the plaintiffs deserve relief in terms of prayer clause (a). That however, is on condition that the plaintiff shall pay costs quantified at Rs.2,500/- to the High Court Legal Services Committee within one week from today. Payment of costs is condition precedent for grant of this indulgence.

2. It is made clear that this order is not an expression of opinion in relation to the alleged improper conduct of the former advocate on record.

3. Motion disposed of on the above terms.